

UNITED STATES DISTRICT COURT
DISTRICT OF MAINE

Civil Action No. 17-cv-00264-JDL

SUSAN JOHNSON, individually and on
behalf of her minor son B.L., and on behalf
of DERRICK THOMPSON, deceased,
Plaintiff

v.

CITY OF BIDDEFORD, BIDDEFORD
POLICE DEPARTMENT, a Municipal
Corporation organized and existing under
the laws of the State of Maine; MAINE
DEPARTMENT OF PUBLIC SAFETY, a
state agency organized under the laws of the
State of Maine; JOHN E. MORRIS,
individually and as the Commissioner of the
Maine Department of Public Safety; ROGER
BEAUPRE, individually and as Chief of
Biddeford Police Department; EDWARD
DEXTER, individually and as an employee
of the Biddeford Police Department; JACOB
WOLTERBEEK, individually and as an
employee of the Biddeford Police
Department and JANE DOE,
Defendants

DEFENDANTS, CITY OF BIDDEFORD, BIDDEFORD POLICE DEPARTMENT,
ROGER BEAUPRE, EDWARD DEXTER, AND JACOB WOLTERBEEK'S
MOTION FOR SUMMARY JUDGMENT

NOW COMES the Defendants the City of Biddeford, Roger Beupre, Edward Dexter, and Jacob Wolterbeek, ("Defendants"), pursuant to Federal Rules of Civil Procedure Rule 56, who hereby move this Honorable Court for summary judgment on all claims made against them in the Plaintiff's Complaint in the matter of *Susan Johnson v. Biddeford Police Dept.*, et al. 2:17-cv-00264-JDL ("Johnson Complaint") and all claims made against them in the Plaintiff's Complaint in the consolidated matter of *Jocelyne Welch v. City of New Bedford*, et al. 2:18-cv-00160-JDL ("Welch Complaint").

If the Court so finds that judgment as a matter of law on all claims or Defendants is improper, the Defendants respectfully request judgment on those claims and parties as the Court sees fit. The Defendants submit a memorandum of law herewith.

Respectfully submitted,
Defendants, City of Biddeford, Biddeford Police
Department, Roger P. Beaupre, Edward Dexter
and Jacob Wolterbeek,
By their attorney,

/s/ Douglas I. Louison

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Dated: June 19, 2019

CERTIFICATE OF SERVICE

I, hereby certify that this document filed through the ECF system will be sent electronically to the registered participants as identified on the Notice of Electronic Filing (NEF) and paper copies will be sent to those indicated as non-registered participants as listed below:

/s/ Douglas I. Louison
Douglas I. Louison

Dated: June 19, 2019

CERTIFICATION PURSUANT TO LOCAL RULE 7.1

Undersigned counsel hereby certifies pursuant to Local Rule 7.1(A)(2) that counsel conferred in good faith with counsel for the plaintiff in an effort to resolve and/or narrow the issues related to the above captioned motion.

/s/ Douglas I. Louison
Douglas I. Louison

Dated: June 19, 2019